



Steve Glickman, Mayor
Mike Wasserman, Vice Mayor
Sandy Decker, Council Member
Diane McNutt, Council Member
Joe Pirzynski, Council Member

NOTICE OF SPECIAL MEETING

TOWN OF LOS GATOS
**TOWN COUNCIL/PARKING AUTHORITY/
REDEVELOPMENT AGENCY**

NOTICE IS HEREBY GIVEN that Steve Glickman, Mayor of the Town Council of the Town of Los Gatos, called a Special Meeting for April 19, 2004 at 5:45 p.m. to facilitate a Closed Session (in Town Manager's Office).

A handwritten signature in cursive script, reading "Marian V. Cosgrove".

Marian V. Cosgrove, Town Clerk

Dated: April 16, 2004

cc: San Jose Mercury News
Los Gatos Weekly Times
Los Gatos Daily News
Council Members
Posted



Steve Glickman, Mayor
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**TOWN OF LOS GATOS
TOWN COUNCIL
CLOSED SESSION AGENDA
110 EAST MAIN STREET - TOWN MANAGER'S OFFICE
APRIL 19, 2004 -- 5:45 P.M.**

CONFERENCE WITH LABOR NEGOTIATOR
(Government Code Section 54957.6)

Town Negotiator: Gary Rogers, Human Resources Director
Title: TEA Negotiations
Title: AFSCME Negotiations
Title: Confidential Employees
Title: Management Employees

CONFERENCE WITH LEGAL COUNSEL
(Government Code Section 54956.9 [a]) - One Action
Town of Los Gatos v. Bank One
Santa Clara County Superior Court Action #CV815489

ADJOURNMENT

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**TOWN OF LOS GATOS
JOINT TOWN COUNCIL/PARKING AUTHORITY/
REDEVELOPMENT AGENCY
APRIL 19, 2004
7:00 P.M.
110 East Main Street
Council Chambers (Downstairs)
Los Gatos, California**

PARTICIPATION IN THE PUBLIC PROCESS

The Town of Los Gatos strongly encourages your active participation in the public process, which is the cornerstone of democracy. If you wish to speak to an item on the agenda, please complete a "speaker's card" located on the back of the chamber benches and return it to the Town Clerk. If you wish to speak to an item NOT on the agenda, you may do so during the "verbal communications" period. The time allocated to speakers may change to better facilitate the Town Council meeting.

The purpose of the Town Council meeting is to conduct the business of the community in an effective and efficient manner. This is done by following meeting guidelines set forth in State law and in the Town Code. Conduct which is considered disruptive during Town Council meetings include, but is not limited to:

- Addressing the Town Council without first being recognized;
- Interrupting speakers, Town Council, and Town staff;
- Continuing to speak after the allotted time has expired;
- Failing to relinquish the podium when directed to do so; and
- Repetitiously addressing the same subject.

For the benefit of the community, the Town of Los Gatos asks that you follow the Town's meeting guidelines while attending Town Council meetings and treat everyone with respect and dignity.

**Town Council Meetings Broadcast Live on KCAT, Channel 15
1st and 3rd Mondays at 7:00 p.m.**

**Rebroadcast of Town Council Meetings
Following Saturday at 12:00 Noon**

**TOWN OF LOS GATOS
JOINT TOWN COUNCIL/PARKING AUTHORITY/
REDEVELOPMENT AGENCY**

**APRIL 19, 2004
7:00 P.M.**

MEETING CALLED TO ORDER

ROLL CALL

PLEDGE OF ALLEGIANCE

CLOSED SESSION REPORT

PRESENTATIONS

Commendations

Debbie Gary - Park Commissioner

April Maiten - Park Commissioner

Acceptance of Gift for Children's Services

Barbara Baggerly, Friend of Betty McClendon

Proclamation

National Public Safety Dispatchers Week

Note: The Town of Los Gatos has adopted the provisions of Code of Civil Procedure §1094.6; litigation challenging a decision of the Town Council/Redevelopment Agency must be brought within 90 days after the decision is announced unless a shorter time is required by State or Federal law

**IN COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT, IF YOU NEED SPECIAL ASSISTANCE TO PARTICIPATE IN THIS MEETING, PLEASE CONTACT PATSY GARCIA AT (408) 354-6832. NOTIFICATION 48 HOURS BEFORE THE MEETING WILL ENABLE THE TOWN TO MAKE REASONABLE ARRANGEMENTS TO ENSURE ACCESSIBILITY TO THIS MEETING
[28 CFR §35.102-35.104]**

TOWN COUNCIL

CONSENT ITEMS (TO BE ACTED UPON BY A SINGLE MOTION) *(Before the Town Council/Redevelopment Agency acts on the consent agenda, any member of the public or Town Council/Agency may request that any item be removed from the consent agenda. Consent items pulled at the request of the public will be considered after Public Hearings)*

1. Accept Schedule of Public Hearings
2. Ratify payroll for the period of March 14, 2004 through March 27, 2004 paid on April 2, 2004
3. Ratify accounts payable for March and April 2004
4. Accept report on Community Development Department Administrative Citation Protocol
5. Acceptance of gift for Children's Services
6. Accept staff report regarding the Haunted Forest and authorize staff to process a Special Events Permit for a Haunted Forest by an outside organization at Oak Meadow Park
7. Approve revision of Library's Internet Access Policy
8. Approve response to Santa Clara County Grand Jury Report
9. Adopt resolution declaring that the Town of Los Gatos will strive to be a colon cancer free zone
10. Adopt resolution of the Town of Los Gatos requesting Santa Clara County Board of Supervisors to authorize Registrar of Voters to provide election services for a special election for the purpose of annexing certain territory designated as Blossom Hill Manor #11 to the Town of Los Gatos to be held on August 31, 2004; determining the question to be submitted to the voters; authorizing reimbursement for said services; approving an impartial analysis; and authorizing and directing the Town Clerk to publish notice and take steps necessary for the election
11. Adopt resolution granting appeal of a Planning Commission decision denying an application to convert a portion of a former restaurant (Swensen's) to another Restaurant use (Cold Stone Creamery) on property zoned C-2. APN: 510-45-075. Condition Use Permit: U-04-8. Property Location: 20 S. Santa Cruz Avenue. Property Owner: Park Row East Apartments, Ltd. Applicant/Appellant: Catherine G. Asbun
12. Adopt resolution making determinations and approving the reorganization of territory designated "Topping Way No. 3," approximately 0.596 acres located at 16678 Topping Way (APN: 532-09-017)
13. Project 04-08 - Ross Creek Bridge ADA Improvements
Adopt resolution approving plans and specifications for Ross Creek Bridge ADA Improvements and authorizing staff to advertise the project for bids

CONSENT ITEMS (continued)

14. Landscape and Lighting Assessment Districts No. 1 & 2
 - a. Adopt Resolution Preliminarily Approving the Engineer's Report for Fiscal Year 2004-2005
 - b. Adopt Resolution of Intention to Order the Levy and Collection of Assessments for Landscape and Lighting District No. 1-Blackwell Drive Benefit Zone
 - c. Adopt Resolution of Intention to Order the Levy and Collection of Assessments for Landscape and Lighting District No. 1-Kennedy Meadows Benefit Zone
 - d. Adopt Resolution of Intention to Order the Levy and Collection of Assessments for Landscape and Lighting District No. 1-Santa Rosa Heights Benefit Zone.
 - e. Adopt Resolution of Intention to Order the Levy and Collection of Assessments for Landscape and Lighting District No. 1-Vasona Heights Benefit Zone.
 - f. Adopt Resolution of Intention to Order the Levy and Collection of Assessments for Landscape and Lighting District No. 1-Hillbrook Drive Benefit Zone.
 - g. Adopt Resolution of Intention to Order the Levy and Collection of Assessments for Landscape and Lighting District No. 2-Gemini Court Benefit Zone

REDEVELOPMENT AGENCY

15. Ratify accounts payable for March and April 2004

TOWN COUNCIL/REDEVELOPMENT AGENCY

16. Approve Council/Agency minutes of April 5, 2004
17. Project 03-44 - Alley Improvements
 - a. Adopt resolution declaring Joseph J. Albanese, Incorporated to be the lowest responsible bidder on the project and awarding a construction contract in the amount of \$198,922.00
 - b. Authorize staff to issue change orders to the construction contract up to an amount of \$12,000

VERBAL COMMUNICATIONS *(Up to three minutes may be allotted to each speaker to address matters that are not on tonight's agenda.)*

TOWN COUNCIL

PUBLIC HEARINGS *(Applicants/Appellants and their representatives may be allotted up to a total of ten minutes maximum for opening statements. Members of the public may be allotted up to three minutes to comment on any public hearing item. Applicants/Appellants and their representatives may be allotted up to a total of five minutes maximum for closing statements. Items requested/recommended for continuance are subject to Council's consent at the meeting.)*

18. Consider amending the Town Code to modify the Conditional Use Permit table to allow parking lots on property zoned R-1 (Single Family Residential) under limited land use conditions. It has been determined that this project could not have a significant impact on the environment, therefore, the project is not subject to the California Environmental Quality Act (Section 15061 [b][3]). Zoning Code Amendment A-03-4 Applicant: Western Athletic Clubs, Incorporated
19. Consider adopting resolution amending certain Town fees, rates and charges for certain services

OTHER BUSINESS *(Up to three minutes may be allotted to each speaker on any of the following items.)*

20. Provide direction on use of Town-owned property on Miles Avenue for skate park

COUNCIL/TOWN MANAGER REPORTS

21. Council Matters
Status of rules regarding bed and breakfast establishments in the downtown area
22. Manager Matters
Information report on assessment and analysis of public sewer system operation and management

ADJOURNMENT *(Council/Redevelopment Agency policy is to adjourn no later than midnight unless a majority of Council/Redevelopment Agency votes for an extension of time)*

Note: The Town of Los Gatos has adopted the provisions of Code of Civil Procedure § 1094.6; litigation challenging a decision of the Town Council/Redevelopment Agency must be brought within 90 days after the decision is announced unless a shorter time is required by State or Federal law.